

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ORDER

This is a habeas corpus petition pursuant to 28 U.S.C. § 2254 in which petitioner, a state prisoner, is proceeding *pro se*. In his petition filed November 9, 2010, petitioner succinctly sets forth his situation as follows:

Your Honor:

The facts are simple, I'm serving time in a state prison (Pioche Conservation Camp) for a DUI.

When I received the DUI I was on federal property (11-10-06) and was also charged with an (sic) trespass.

I'm not contesting the DUI or the trespass. I just wish to resolve the trespass I have in your court. We have been trying to resolve this matter for over two years with phone calls, letters, and district court pub. defenders with an a last attempt (sic), with filing a motion in this court.

The case #R3017188 date of offense 11-10-06 and would like to resolve this issue. Thank you.

Petitioner has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. This court may entertain a petition for writ of habeas corpus “in behalf of a person in custody pursuant to the judgment of a State court only on the ground that he is in custody in violation of the Constitution or laws or treaties of the United States.” 28 U.S.C. § 2254(a). Petitioner states that he wishes to resolve his federal trespass charge, and does not wish to challenge the charge. The remedy petitioner seeks cannot be achieved through a petition pursuant to 28 U.S.C. § 2254. Thus, petitioner’s petition will be dismissed for failure to state a claim.

1 However, petitioner is informed that violations of the type he refers to are processed through
2 the Central Violations Bureau or “CVB.” Because petitioner’s violation occurred in Southern
3 Nevada at the Nellis Air Force Base, his violation would be handled by the United States District
4 Court for the District of Nevada, in Las Vegas. Petitioner is advised to make his inquiries to the
5 Central Violations Bureau Clerk at that court, using the following address:

Central Violations Bureau Clerk
Lloyd D. George United States Courthouse
333 Las Vegas Blvd. South, #2058
Las Vegas, Nevada 89101

9 He is advised to provide the Central Violations Bureau Clerk with the same information he provided
10 in his petition to this court.

11 **IT IS THEREFORE ORDERED** that this petition for writ of habeas corpus is
12 **DISMISSED** with prejudice for failure to state a claim upon which relief can be granted.

13 **IT IS FURTHER ORDERED** that petitioner's motion to proceed *in forma pauperis* (docket
14 #1) and motion for appointment of counsel (docket #2) are **DENIED** as moot.

15 DATED this 7th day of December, 2010.

Gloria M. Navarro
United States District Judge